



INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-1262]

**Certain Skin Rejuvenation Resurfacing Devices, Components Thereof, and Products Containing the Same;
Institution of Investigation**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on March 16, 2021, under section 337 of the Tariff Act of 1930, as amended, on behalf of InMode Ltd. of Israel and Invasix Inc. d/b/a InMode of Lake Forest, California. Supplements to the complaint were filed on April 1 and April 5, 2021. The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain skin rejuvenation resurfacing devices, components thereof, and products containing the same by reason of infringement of a claim of U.S. Patent No. 10,799,285 (“the ’285 patent”). The complaint further alleges that an industry in the United States exists as required by the applicable Federal Statute. The complainants request that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at (202) 205-2000. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>.

FOR FURTHER INFORMATION CONTACT: Katherine Hiner, Office of the Secretary,
Docket Services Division, U.S. International Trade Commission, telephone (202) 205-1802.

Supplementary Information:

Authority: The authority for institution of this investigation is contained in section 337 of the
Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in section 210.10 of the Commission's
Rules of Practice and Procedure, 19 C.F.R. 210.10 (2020).

Scope of Investigation: Having considered the complaint, the U.S. International Trade
Commission, on April 15, 2021, ORDERED THAT –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an
investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of
section 337 in the importation into the United States, the sale for importation, or the sale within
the United States after importation of certain products identified in paragraph (2) by reason of
infringement of claim 1 of the '285 patent; and whether an industry in the United States exists as
required by subsection (a)(2) of section 337;

(2) Pursuant to section 210.10(b)(1) of the Commission's Rules of Practice and
Procedure, 19 C.F.R. 210.10(b)(1), the plain language description of the accused products or
category of accused products, which defines the scope of the investigation, is “skin resurfacing
devices, punctile resurfacing systems, radio-frequency microneedling systems, and components
of each”;

(3) For the purpose of the investigation so instituted, the following are hereby named as
parties upon which this notice of investigation shall be served:

(a) The complainants are:

InMode Ltd.

Tavor Building Shaar Yokneam

P.O. Box 533

Yokneam 2069206

Israel

Invasix Inc. d/b/a InMode

20996 Bake Parkway

Suite 106

Lake Forest, CA 92630

(b) The respondents are the following entities alleged to be in violation of section 337, and the parties upon which the complaint is to be served:

ILOODA Co., Ltd.

120 Jangan-ro 458beon-gil

Jangan-gu Suwon, 16200

Republic of Korea

Cutera, Inc.

3240 Bayshore Boulevard

Brisbane, CA 94005

(4) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

The Office of Unfair Import Investigations is not a party to this investigation.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.13. Pursuant to 19 C.F.R. 201.16(e) and 210.13(a), as amended in 85 Fed. Reg. 15798 (March 19, 2020), such responses will be considered by the Commission if received not later than 20 days after the date of service by the complainants of the complaint and

the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.
Issued: April 15, 2021.

Lisa Barton
Secretary to the Commission.

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